

AMENDED

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... FEB 08 1991
 Returned to applicant for correction..... APR 03 1991
 Corrected application filed..... MAY 24 1991
 Map filed..... MAY 24 1991 under 55784

The applicant..... Lands of Sierra, Inc.
50 West Liberty Street, Suite #720, of Reno,
Street and No. or P.O. Box No. City or Town
Nevada 89501, hereby make..... application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a
 copartnership or association, give names of members.) Incorporated May 12, 1964 - Nevada

1. The source of the proposed appropriation is..... underground (Upper 12-mile stock well)
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is..... 0.037 c.f.s......second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.....
3. The water to be used for..... stockwatering and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated.....
 - (b) Stockwater, state number and kinds of animals to be watered..... 1,200 cattle
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point..... within the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35,
Describe as being within a 40-acre subdivision of public
T.42N., R.68E., MDM from which the NW corner of said section bears N. 63° 09'
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
W., 3,734 ft. dist.
6. Place of use..... SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 35, T.42N., R.68E., M.D.M.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about..... January 1..... and end about..... December 31....., of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well; casing, surface seal
Submersible electric pump, generator, State manner in which water is to be diverted, i.e. diversion structure, ditches and
storage tank, plastic pipeline, valves; stock troughs
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works..... \$18,000.00

10. Estimated time required to construct works two years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use three years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of correspondence and notices to the undersigned agent,
Applicant is also submitting a request for a waiver to allow immediate testing
of an abandoned, cased well, small diameter, within the quarter-section described
above.

By s/William A. Nisbet
421 Court Street
Elko, Nevada 89801

Compared bc/ bc ap/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.037 cubic feet per second, or sufficient to water 1200 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before May 20, 1994

Proof of completion of work shall be filed on or before June 20, 1994

Application of water to beneficial use shall be made on or before May 20, 1997

Proof of the application of water to beneficial use shall be filed on or before June 20, 1997

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed office, this 20th day of May

Cultural map filed A.D. 19 92

Certificate No. Issued State Engineer

agent
WITHDRAWN BY APPLICANT JUL 23 1997
STATE ENGINEER